

UNITED STATES DISTRICT COURT  
COUNTY OF

INDEX NO: 07 CIV 3897

FILED ON: May 18, 2007

DISTRICT: SOUTHERN DISTRICT OF NEW YORK

Attorneys: GARY ADELMAN ESQ. Barton Barton & Plotkin, LLP PH: 212-687-6262  
Address: 420 Lexington Avenue, 18th Floor NEW YORK NY 10170 File No.:

JOSE ORTIZ

vs

Plaintiff(s)

GUITIAN BROTHERS MUSIC INC., ET AL

Defendant(s)

STATE OF NEW YORK, COUNTY OF NEW YORK, SS.:

**AFFIDAVIT OF SERVICE  
BY THE SECRETARY OF STATE**

Steven Avery, being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on May 30, 2007, at 11:50AM, at the office of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed

CIVIL COVER SHEET, SUMMONS, VERIFIED COMPLAINT, INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE THEODORE H. KATZ, INDIVIDUAL PRACTICES OF JUDGE ROBERT W. SWEET, INSTRUCTIONS FOR FILING AN ELECTRONIC CASE, PROCEDURES FOR ELECTRONIC CASE FILING & GUIDELINES FOR ELECTRONIC CASE FILINGS

, on

GUITIAN BROTHERS MUSIC INC.

Defendant in this action, by delivering to and leaving with DONNA CHRISTIE, Authorized Agent, in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State the statutory fee, if required. Service was made pursuant to Section 307 Business Corporation Law.

☒ Service was completed by mailing notice of such service and one (1) true copy thereof by ☒ Registered or ☐ 1st Class Mail and Certified Mail, # RB632310623US, Return Receipt Requested on June 5, 2007 to said defendant at: 8051 N.W. 36TH STREET, DORAL, FL 33166 DADE COUNTY

☐ Papers so served were properly endorsed with the index number and date of filing.

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 35 Approx. weight: 140 Approx. Ht.: 5'5"

Sex: FEMALE Color of skin: WHITE Color of hair: BLONDE Other:

Sworn to before me on June 5, 2007

WENDY RESNICK  
NOTARY PUBLIC, State of New York  
No. 01RE5067464, Westchester County  
Commission Expires Oct. 15, 2010

Steven Avery  
Server's Lic #  
Invoice/Work Order # 07013753